IN RE:

PETITION FOR VARIANCE

S/S Bay Front Road, 300' E of

the c/l of Lincoln Avenue

(7419-A & 7419-B Bay Front Road)

15th Election District

7th Councilmanic District

John D. Koelbel Petitioner \* BEFORE THE

\* DEPUTY ZONING COMMISSIONER

OF BALTIMORE COUNTY

Case No. 97-254-A

\* \* \* \* \* \* \* \* \* \*

#### FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Variance for that property known as 7419-A and 7419-B Bay Front Road, located in the vicinity of Lodge Farm Road in Edgemere. Petition was filed by the owner of the property, John D. Koelbel. Petitioner seeks relief from Section 102.4 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit proposed Lot 2 (7419-A Bay Front Road), containing 10,280 sq.ft., to utilize as access an existing 20-foot wide private road (Headland Road), a proposed 15-foot wide private ingress, egress and utility easement, and an existing 20-foot wide use-in-common road (Bay Front Road) in lieu of the required public right-of-way of at least 30 feet in width. In addition, the Petitioner seeks relief from Section 102.4 of the B.C.Z.R. to permit proposed Lot 1 (7419-B Bay Front Road), containing 10,774 sq.ft., to utilize the existing 20-foot wide use-in-common road (Bay Front Road) in lieu of the required public rightof-way of at least 30 feet in width. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

Appearing at the hearing on behalf of the Petition were John D. Koelbel, owner of the property, and Bruce E. Doak, Professional Engineer

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with Gerhold, Cross & Etzel, who prepared the site plan for this property.

There were no Protestants or other interested persons present.

Testimony and evidence offered revealed that the subject property is an unimproved rectangular shaped parcel of land containing a combined area of 0.481 acres, more or less, zoned D.R. 5.5. The width of the property fronts on the south side of Bay Front Road, while the length of the property runs adjacent to a private road, known as Headland Road, on the east side. The Petitioner is desirous of subdividing the property to create two separate lots, each of which will be developed with a single family dwelling. Proposed Lot 1 will encompass the front portion of the site, while proposed Lot 2 will be located to the rear of the property. Testimony revealed that the property is located in an older subdivision known as Lodge Forest, and that many of the roads in this community are only 20 feet wide. Today's zoning regulations require access to property be provided from a minimum 30-foot wide public right-of-way. Inasmuch as Bay Front Road is only 20 feet wide, the relief requested is necessary in order to develop the property as proposed. Furthermore, the public utilities serving the homes along Bay Front Road are located within the roadbed. Thus, a 15-foot wide private ingress, egress and utility easement is proposed for Lot 2. Given the site constraints associated with this property, the relief requested is necessary in order to proceed as proposed.

After due consideration of the testimony and evidence presented, in the opinion of the Zoning Commissioner, the relief requested sufficient-ly complies with the requirements of Sections 307.1, 307.2 and 500.14 of the <u>Baltimore County Zoning Regulations</u> (B.C.Z.R.) and should therefore be granted. There is no evidence in the record that the subject variance would adversely affect the health, safety, and/or general welfare of the



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public. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

The facts and evidence presented tend to establish that special conditions or circumstances exist which are peculiar to the land or structures located within the Chesapeake Bay Critical Areas of Baltimore County; that to deny the relief requested would result in practical difficulty, unreasonable hardship, or severe economic hardship upon the Petitioner; and that strict compliance with the Chesapeake Bay Critical Area requirements and the B.C.Z.R. would deprive the Petitioner of rights commonly enjoyed by other properties in similar areas within the Chesapeake Bay Critical Areas in Baltimore County. The granting of the relief requested will not confer upon the Petitioner any special privilege that would be denied by the critical area regulations to other lands or structures within the Chesapeake Bay Critical Areas. The relief requested is in harmony with the general spirit and intent of the Critical Areas legislation for Baltimore County and conforms to the requirements as set forth in Section 500.14 of the B.C.Z.R.

In accordance with Section 500.14 of the B.C.Z.R., the Director of the Department of Environmental Protection and Resource Management has submitted recommendations which describe what steps the Petitioner must take to insure that the relief requested complies with the following Chesapeake Bay Critical Areas requirements to:

- 1) Minimize adverse impacts on water quality that result from pollutants that are discharged from structures or conveyances or that have run off from surrounding lands;
- 2) Conserve fish, wildlife, and plant habitat; and
- 3) Be consistent with established land use policies for development in the Chesapeake Bay Critical Area which accommodate growth and also address the fact

that, even if pollution is controlled, the number, movement, and activities of persons in that area can create adverse environmental impacts.

These recommendations shall be attached hereto and become a permanent part of the decision rendered in this case. There is no evidence in the record that the relief requested would adversely affect the health, safety, and/or general welfare of the public provided there is compliance with the requirements of the Department of Environmental Protection and Resource Management as more fully described below.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this Aday of January, 1997 that the Petition for Variance seeking relief from Section 102.4 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit proposed Lot 2 (7419-A Bay Front Road), containing 10,280 sq.ft., to utilize as access an existing 20-foot wide private road (Headland Road), a proposed 15-foot wide private ingress, egress and utility easement, and an existing 20-foot wide use-in-common road (Bay Front Road) in lieu of the required public right-of-way of at least 30 feet in width; and, from Section 102.4 of the B.C.Z.R. to permit proposed Lot 1 (7419-B Bay Front Road), containing 10,774 sq.ft., to utilize the existing 20-foot wide use-in-common road (Bay Front Road) in lieu of the required public right-of-way of at least 30 feet in width, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restriction:

1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such

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time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.

IT IS FURTHER ORDERED that the Petitioner shall comply fully and completely with all requirements and recommendations of the Department of Environmental Protection and Resource Management, as set forth in their comments dated December 30, 1996, attached hereto and made a part hereof.

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

- 5-

#### BALTIMORE COUNTY, MARYLAND

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

#### INTER-OFFICE CORRESPONDENCE

T0:

Mr. Arnold Jablon, Director

December 30, 1996

Zoning Administration and Development Management

FROM:

R. Bruce Seeley ABS/39

DEPRM

SUBJECT:

Zoning Item #254 - Malan Property

7419 A & B Bay Front Road

Zoning Advisory Committee Meeting of December 23, 1996

The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item:

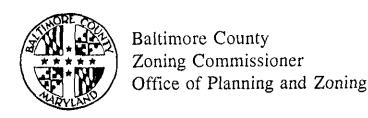
#### Environmental Impact Review

Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).

RBS:KK:sp

MALAN/DEPRM/TXTSBP

CADER RECEIVED FOR FILENCE



Suite 112, Courthouse 400 Washington Avenue Towson, Maryland 21204 (410) 887-4386

January 28, 1997

Mr. John D. Koelbel
ASI Group
P.O. Box 9804
Towson, Md. 21284-9804

RE: PETITION FOR VARIANCE
S/S Bay Front Road, 300' E of the c/l of Lincoln Avenue
(7419-A & 7419-B Bay Front Road)
15th Election District - 7th Councilmanic District
John D. Koelbel - Petitioner
Case No. 97-254-A

Dear Mr. Koelbel:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on Ofiling an appeal, please contact the Zoning Administration and Development Management office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

unthy le traco

for Baltimore County

TMK:bjs

cc: Mr. Bruce Doak, Gerhold, Cross & Etzel 320 E. Towsontown Blvd., Suite 100, Towson, Md. 21286

Chesapeake Bay Critical Areas Commission 45 Calvert Street, 2nd Floor, Annapolis, Md. 21401

DEPRM; People's Counsel

file



## CRITICAL ation for Varia

## to the Zoning Commissioner of Baltimore County

for the property located at

7419 A \$ 7419 BAY FRONT ROAD

which is presently zoned

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(e)

- PETITION OF VARIANCE TO SECTION 1024 OF THE BALTIMORE COUNTY ZONING REGULATIONS TO ALLOW THE PROPOSED LOT 2, CONTAINING 10280 SQUARE FOOT TO USE THE EXISTING 20 WIDE PRIVATE ROAD (HEAD LAND) ALONG WITH A PROPOSED IS FOOT WIDE PRIVATE INSPESS, ESPESS & UTILITY OF THE REQUIRED PUBLIC RIGHT-OF-WAY OF AT LEAST SO FEET WIDE.
- PETITION OF VARIANCE TO SECTION 102.4 OF THE BALTIMORE COUNTY ZONING REGULATIONS TO A THE PROPOSED LOT I, CONTAINING 10.774 SQUARE FOOT TO USE THE EXISTING 20' WIDE USE-IN-COI ROAD (BAY FRONT) IN LIEU OF THE REQUIRED PUBLIC RIGHT-OF-WAY OF AT LEAST 30 FEET WIDE.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or

THAT THE CURRENT ACCESS TO THE SUBJECT PROPERTY IS BY PRIVATE RIGHTS-OF-WAY AND THE NEAREST PUBLIC ROAD IS 300 FEET AWAY.

THAT A PANHANDLE ACROSS LOT 1 FOR LOT 2 WOULD DECREASE THE SIDE YARD OF LOT 1 AND LOWER THE MARKETABILITY OF THE TWO LOTS BY CREATING UNDESIRABLE SIZE AND LOT CONFIGURATION.

Property is to be posted and advertised as prescribed by Zoning Regulations.

i, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract Purchaser/Lessee:	I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.  Legal Owner(s):
(Type or Print Name)	TOHN D. KOELBEL  (Type or Print Name)  John P Krellel
Signature	John P Koelbel
Address	(Type or Print Name)
City State Zipcode Attorney for Petitioner:	Signature ASI GROUP
(Type or Print Name)	P.O. Box 9804 (410) 823-0047 Address Phone No
Stonature	TOWSON MD ZIZBY-9804
	Name, Address and phone number of representative to be contacted.  BRUS DOAK
Address Phone No.	Name SUITE 100 320 E. TOWSONTOWN BLUE FREE WITE
State Zipcode	Address Towson HD ZIZEG-5318 Phone No OFFICE USE ONLY
	ESTIMATED LENGTH OF HEARING 1-1-97-70 1-20-97.  unaveilable for Hearing  the following dates Next Two Months
Printed with Soybean Ink on Recycled Paper	ALLOTHER
	254

MOTES OF WEARING

WS Bayfront Road, 300° E of col Lincoln Avenue (5th Bestinn Distinct 7th Countribusing Logal Owner(5): John D. Kroeffel 119-A and 7419-B Bayfront se: £97-254-A em 254)

ayland 21204 or Room 8, Old Courthouse, 400 astington, Avenue, Towson, ayland 21204 as follows:

Hearing: Wednesday, January 15, 1997 at 200 p.m. in Rm. 106, County Office Building. wide use-in-common road in fieu of the required public right-of-way of at least 30 feet

LAWRENCE E. SCHMIDT Zucing Commissioner for Baltimore County WOTES: (1) Hearings are Handicapped Accessible; for special accommodations Please Call 597-7353.
(2) For information concern-ing the File and/or Hearing, Please Call 597-7351.

12/260 Dec. 26 C108704

# CERTIFICATE OF PUBLICATION

TOWSON, N	
MD.,	
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$19\overline{q}$	

weeks, the first publication appearing on \_ in Towson, Baltimore County, Md., once in each of \_\_\_ successive published in THE JEFFERSONIAN, a weekly newspaper published THIS IS TO CERTIFY, that the annexed advertisement was 12/26, 1996.

THE JEFFERSONIAN,

GORDON T. LANGDON EDWARD F. DEIACO-LOHR BRUCE E. DOAK

#### GERHOLD, CROSS & ETZEL, LTD.

Registered Professional Land Surveyors

SUITE 100 320 EAST TOWSONTOWN BOULEVARD TOWSON, MARYLAND 21286-5318

> 410-823-4470 FAX 410-823-4473

EMERITUS

PAUL G. DOLLENBERG
FRED H. DOLLENBERG
CARL L. GERHOLD
PHILIP K. CROSS
OF COUNSEL
JOHN F. ETZEL
WILLIAM G. ULRICH

December 10, 1996

Zoning Description
For 7419A & 7419B Bay Front Road
Deed Reference:
C.W.B.,Jr. No. 1025 folio 241

Beginning for the same at a point in the northern line of Bay Front Road, a 20 foot wide use-in-common road which is 300 feet, more or less, east of the centerline of Lincoln Avenue, thence running on the said northern line of Bay Front Road,

North 53 degrees 13 minutes 15 seconds East 99.92 feet, thence crossing said Bay Front Road and continuing on the western edge of Headland Road, a 20 foot wide private road,

South 06 degrees 31 minutes 20 seconds West 212.65 feet, thence

South 86 degrees 31 minutes 20 seconds West 100.03 feet, thence

North 06 degrees 31 minutes 20 seconds East 213.30 feet to the place of beginning.

Containing 0.481 Acres of land, more or less.

This description is not for conveyance purposes and only fulfills the requirements of the Baltimore County Office of Zoning.



koelbel.zde rem



# Baltimore County Department of Permits and Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

### ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of which, lies with the petitioner/applicant) and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for advertising are satisfied. However, the petitioner is responsible for the costs associated with this requirement.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

	,
	ARNOLD JABLON, DIRECTOR
For newspaper advertising:	
Item No.: 254	
Petitioner: JOHN D. KUELB	EL
Location: 7419A € 7419B BAY	FRONT ROLD
PLEASE FORWARD ADVERTISING BILL TO:	
NAME: JOHN. D. KUELBEL	
ADDRESS: P.O. 130x 9804	
TOWSON MD ZIZE	
PHONE NUMBER: (410) 823-004	7
MJ:ggs	(Revised 09/24/96)
W 77 - C - 18 0 m	

White Carlott MED

254

BALTIMORE COUNTY, MARYLAND RECEIVED FOR \*OFFICE C 'NANCE - REVENUE DIVISION MISCELL ... ¿EOUS CASH RECEIPT MICROFILATION TO SHIP PNAK - AGENCY RIUMARK SCHOKECESEL. 7419 NO THINK YELLOW - CUSTOMER VALIDATION OR SIGNATURE OF CASHIER ACCOUNT E COL 6/3 ) 8 のならない ST.

#### CERTIFICATE OF POSTING

	97 251 1
	RE: Case No.: 97-254-A
•	Petitioner/Developer: KOELBEL, ETAL
•	1/15/00
	Date of Hearing/Closing:/
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	•
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	•
The sign(s) were posted on	perjury that the necessary sign(s) required by law exated at #7419 A S E - BAYFRONT RD.  [9]96  (Month, Day, Year)
	Sincerely,  Sincerely,  (Signature of Sign Poster and Date)
	Patrick M. O'Keefe
LACE : B WARIAN LACE : B WARIA	(Printed Name)
	· 523 Penny Lane (Address)
Se # 97.2 Se # 97.2 Se # 97.2 Se # 97.2 ATE WESSELL # ATE	Hunt Valley, MD 21030
NING WESON	(City, State, Zip Code)
HEARING WILL BE DEVINE COMMISS NOWSON, MD.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  THE ELETTING 25 FEW AUG.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  THE ELETTING 25 FEW AUG.  TO ALLOW THE PROPOSED THE ELETTING 25 FEW AUG.  THE ELETTI	(410) 666-5366 Pager (410) 646-8354 (Telephone Number)
Contraction of the second	MCGGira

97-254-A #7419 A & B-BAY FRONT RD

TO: PUTUXENT PUBLISHING COMPANY
December 26, 1996 Issue - Jeffersonian

Please foward billing to:

John D. Koelbel c/o ASI Group P. O. Box 9804 Towson, MD 21284-9804 823-0047

#### NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore
County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204
or

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 97-254-A (Item 254)
7419-A and 7419-B Bayfront Road
N/S Bayfront Road, 300' E of c/l Lincoln Avenue
15th Election District - 7th Councilmanic
Legal Owner(s): John D. Koelbel

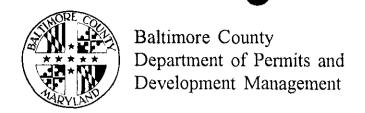
Variance to allow the proposed lot 2 to use the existing 20 foot wide private road along with a proposed 15 foot wide private ingress, egress and utility easement and to use an existing 20 foot wide use-in-common road in lieu of the required public right-of-way of at least 30 feet wide; and to allow the proposed lot 1 to use the existing 20 foot wide use-in-common road in lieu of the required public right-of-way of at least 30 feet wide.

HEARTNG: WEDNESDAY, JANUARY 15, 1997 at 2:00 p.m. in Room 106, County Office Building.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

December 19, 1996

#### NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore
County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 97-254-A (Item 254)
7419-A and 7419-B Bayfront Road
N/S Bayfront Road, 300' E of c/l Lincoln Avenue
15th Election District - 7th Councilmanic
Legal Owner(s): John D. Koelbel

Variance to allow the proposed lot 2 to use the existing 20 foot wide private road along with a proposed 15 foot wide private ingress, egress and utility easement and to use an existing 20 foot wide use-in-common road in lieu of the required public right-of-way of at least 30 feet wide; and to allow the proposed lot 1 to use the existing 20 foot wide use-in-common road in lieu of the required public right-of-way of at least 30 feet wide.

HEARING: WEDNESDAY, JANUARY 15, 1997 at 2:00 p.m. in Room 106, County Office Building.

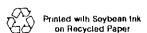
Arnold Jablon Director

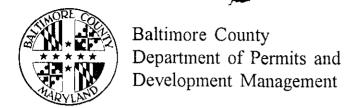
cc: John D. Koelbel

Bruce Doak/Gerhold, Cross & Etzel, Ltd.

NOTES: (1) YOU MUST HAVE THE ZONING NOTICE SIGN POSTED ON THE PROPERTY BY DECEMBER 31, 1996.

- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.
- (3) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.





Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

January 8, 1997

Mr. John D. Koelbel ASI Group P.O. Box 9804 Towson, MD 21284-9804

RE: Item No.: 254

Case No.: 97-254-A

Petitioner: John D. Koelbel

Dear Mr. Koelbel:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on December 12, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

Sincerely, Cont Rectard Je

W. Carl Richards, Jr. Zoning Supervisor

WCR/re
Attachment(s)

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#### BALTIMORE COUNTY, MARYLAND

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

#### INTER-OFFICE CORRESPONDENCE

TO:

Mr. Arnold Jablon, Director

December 30, 1996

Zoning Administration and Development Management

FROM:

R. Bruce Seeley ABS/g.P

DEPRM

SUBJECT:

Zoning Item #254 - Malan Property

7419 A & B Bay Front Road

All the state of t

Zoning Advisory Committee Meeting of December 23, 1996

The Department of Environmental Protection and Resource Management offers the following comments on the above-referenced zoning item:

#### Environmental Impact Review

Development of this property must comply with the Chesapeake Bay Critical Area Regulations (Sections 26-436 through 26-461, and other Sections, of the Baltimore County Code).

RBS:KK:sp

MALAN/DEPRM/TXTSBP



David L. Winstead Secretary Parker F. Williams Administrator

Ms. Roslyn Eubanks
Baltimore County Office of
Permits and Development Management
County Office Building, Room 109
Towson, Maryland 21204

RE: Baltimore County /2.20.36
Item No. 254 (184)

· 254 (JRA)

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Larry Gredlein at 410-545-5606 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

f. J. Bredlei

In Ronald Burns, Chief

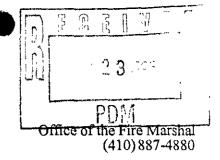
**Engineering Access Permits** 

Division

LG

#### Baltimore County Government Fire Department





700 East Joppa Road Towson, MD 21286-5500

DATE: 12/19/96

Arnold Jablon, Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF DEC. 23, 1996.

Item No.: SEE BELOW

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWINGITEMNUMBERS: 245, 246, 247, 248, 249, 250, 252, 253, 254 AND 256.

REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881, MS-1102F

cc: File

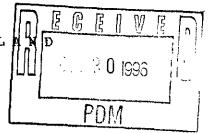
MICROFILMED



John alexander

#### BALTIMORE COUNTY, MARYL

#### INTEROFFICE CORRESPONDENCE



TO:

Arnold Jablon, Director

Date: December 26, 1996

Department of Permits & Development

Management

FROM:/

Bobert W. Bowling, Chief

Development Plans Review Division

SUBJECT:

Zoning Advisory Committee Meeting

for December 30, 1996

Item Nos. 246, 247, 248, 250,

252, 253, 254, 256

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

cc: File

#### BALTIMORE COUNTY, MARYLAND

#### INTER-OFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: January 8, 1997 Permits and Development Management FROM: Arnold F. 'Pat' Keller, III, Director Office of Planning SUBJECT: 7419A & 7419B Bay Front Road INFORMATION: Item Number: 254 Petitioner: John\_D. Koelbel Property Size: Zoning: Requested Action: Hearing Date: SUMMARY OF RECOMMENDATIONS: Based on a review and analysis of the information provided, this office does not object to the relief requested provided the following conditions are met: The orientation of Lot 2 should be shifted so that it faces directly on Headland Road and not on an angle towards the rear of 7423. The existing large trees on Lots 1 and 2 should be preserved. The style of the house should be compatible with existing dwellings in the area. Generally, this office would not support the use of a private road in lieu of the required public right-of-way; however, development has already occurred on other parcels along Headland Road. Jeffrey W. Lorg Cary E. Kenn

AFK/JWL:vjc

# 

#### #244 --- JRF

1. Sign form was not completed by planner - it was typed by attorney.

#### #248 --- MJK

- 1. No telephone number for legal owner.
- 2. Where is undersized lot package for OPCC?

#### #250 --- JCM

- 1. Back of petition form only signed by one legal owner.
- 2. Folder says property is <u>0.997 +/- square feet??????</u>

#### #254 --- JRA

1. Need *original* signature of legal owner on at least one copy of \*\* petition form. \*\*

#### #256 --- JRF

- 1. No telephone number for legal owner.
- 2. No telephone number for contact person.

**MICROFILMED** 

RE: PETITION FOR VARIANCE \* BEFORE THE

7419-A and 7419-B Bayfront Road, N/S Bayfront Road, 300' E of c/l Lincoln Ave. \* ZONING COMMISSIONER

15th Election District, 7th Councilmanic \* OF BALTIMORE COUNTY

John D. Koelbel
Petitioner \* CASE NO. 97-254-A

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the abovecaptioned matter. Notice should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

PETER MAX ZIMMERMAN

People's Counsel for Baltimore County

CAROLE S. DEMILIO
Deputy People's Counsel
Room 47, Courthouse
400 Washington Avenue
Towson, MD 21204
(410) 887-2188

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this \_\_\_\_\_ day of January, 1997, a copy of the foregoing Entry of Appearance was mailed to Bruce Doak, Gerhold, Cross & Etzel, Ltd., 320 E. Towsontowne Blvd., Suite 100, Towson, MD 21286, representative for Petitioner.

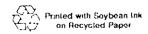
PETER MAX ZIMMERMAN

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#### PETITIONER(S) SIGN-IN SHEET

	NAME				ADDRESS			
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SUBJECT PROPERTY

This Deed, MADE THIS 24 x1 day of September

in the year one thousand nine hundred and

Ninety Six

by and between

Cathryn P. Malan

of

of the first part, and

George A. Schiaffino, Sylvia Schiaffino, his wife and John D. Koelbel and Carol L. Koelbel, his wife

of the second part.

WITNESSETH, That in consideration of the sum of

Fifteen Thousand Dollars

the said

party of the first part

grant and convey to the said George A. Schiaffino and Sylvia Schiaffino, his wife as tenants by the entireties, as to a 50% undivided interest as tenants in common and onto John D. Koelbel and CArol L. Koelbel, his wife as tenants by the entireties as to a 50% undivided interest as tenants in common

personal representatives/successors and assigns

, in fee simple, all

that

lot

of ground situate in

Baltimore County, Md.

and described as follows, that is to say:

See Schedule A

Being the first lot of ground which by Deed dated 2/21/38 and recorded among the Land Records of Baltimore County, Md. in Liber 1025, folio 68 was granted and conveyed by Grace R. Friedel onto the party of the first part.

File No.: 8963

Commitment No.:

BEGINNING for the first at a point on the southernmost right of way line of the United Railways and Electric Company and at the distance of 504.55 feet south 88 degrees east from the Western outline of the land now belonging to J W Hinson and wife and running thence bounding on the southernmost right of way as aforesaid south 88 degrees east 201.55 feet to a point in line with the easternmost line of the lot of ground heretofore sold by John W Hinson and wife to C Charles Friedel thence south 12 degrees west bounding on the westernmost side of a road heretofore laid out 20 feet wide 213.30 feet to the northeasternmost corner of the land conveyed as aforesaid by J W Hinson and wife to C Charles Friedel thence bounding thereon the two following courses and distances viz north 88 degrees west 101.55 feet and south 12 degrees west 342 feet to the waters of Old Road Bay thence binding on the waters of the Old Road Bay northwesterly 100 feet to intersect a line drawn south 12 degrees west from the place of beginning and thence reversing said line so drawn and bounding thereon north 12 degrees east 554.80 feet to the place of beginning. Containing 1.70 acres of land more or less. Together with the use of the roads as heretofore laid out leading from the herein described land to Lodge Farm Road. Subject to the leaving open a road 20 feet wide along the first line of the above described land provided the grantors herein will open or cause to be opened along the said side of said right of way a road of like width beginning at the western outline of Lodge Farm Road and extending westerly and along and over the land of said grantors to the Eastern outline of the Jones's property.

#### SAVING AND EXCEPTING

BEGINNING for the same at a point on the Southernmost side of the right of way line of the Baltimore Transit Company (formerly United Railways and Electric Company) and at the beginning point of the land conveyed by John W Hinson and wife to C Charles Friedel by deed dated the 24th day of August 1923 and duly recorded among the Land Records of Baltimore County in Liber W P C No. 578 Folio 322 &c and running thence binding on a part of the first line in said deed and also binding on the Southernmost side of the aforesaid right of way of the Baltimore Transit Company South 88 degrees East 50.77 feet and thence running for a line of division of the whole tract parallel to the West outline of said tract South 12 degrees West 555.05 feet to the waters of Old Roads Bay thence binding on the waters of Old Roads Bay North 87 degrees 39 minutes West 50.72 feet to intersect the West outline of the aforesaid whole tract of land and thence binding on the last line described in the aforesaid deed from John W Hinson and wife to C Charles Friedel North 12 degrees East 554.80 feet to the place of beginning. Deed reference Liber 1004, Folio 244.

BEGINNING for the same at a point on the Southernmost side of the right of way of the Baltimore Transit Company (formerly The United Rallways and Electric Company) at the distance of 50.77 feet from the beginning point of the land conveyed by John W. Hinson and wife to C Charles Friedell by deed dated the 24th day of August 1923 and duly recorded among the Land Records of Baltimore County in Liber W P C No. 578 folio 322 &c and running thence binding on a part of the first line in said deed and also binding on the Southernmost side of the right of way line of the Baltimore Transit Company South eighty-eight degrees East 50.77 feet thence by a straight line South twelve degrees West 555.31 feet more or less to the waters of Old Roads Bay thence binding on the waters of Old Roads Bay North eighty-seven degrees thirty-nine minutes West 50.72 feet to the Easternmost outline of all that lot of ground which was conveyed by Grace R Friedell (widow) to Isaac F Griffiths by deed dated the 29th day of June 1937 duly recorded among the Land Records of Baltimore County in Liber C W B Jr No 1004 folio 244 and thence running and binding on said last mentioned outline North twelve degrees East 555.05 feet more or less to the place of beginning. Deed reference Liber 1069, folio 552.

My Commission expires:

Notonal Seal
Vickle L. Fri. wins, Notary Public
Somerset Bord, Somerset County
My Commission Expires Dec. 18, 1997

Member, Pennsylvania Association C. Laterica

This is to certify that the within instrument has been prepared (i) by or under the supervision of the undersigned Maryland attorney, or (ii) by a party to this instrument.

(Signature of attorney admitted to practice in Maryland if the instrument has been prepared by or under the supervision of such attorney, or signature of a party to the instrument if such party has prepared the instrument)

TOGETHER with the buildings thereupon, and the rights, alleys, ways, waters, privileges, appurtenances and advantages thereto belonging, or in anywise appertaining.

To HAVE AND To Hold the said described lot

of ground and premises to the said

George A. Scheaffino and Sylvia Schiaffino, his wife as tenants by the entireties as to a 50% undivided interest as tenants in common and onto John D. Koelbel and Carol L. Koelbel as tenants by the entireties as to a 50% iundvided interest as tenants in common

			personal representatives/successors		
and assigns	, i	n fee simple.			
And the said part y	of the first pa	art hereby covenant	that she has	not done or	
suffered to be done any	act, matter or t	hing whatsoever, to e	ncumber the property	hereby conveyed;	
that she will wan	rrant specially th	ne property hereby gra	nted; and that she	will execute	
such further assurances of	the same as ma	y be requisite.			
WITNESS the hand Test:	and seal	of said grantor	athray n	(5) -ma(	a,
		Cathr	yn P. Malan	(SEAL)	
				(SEAL)	
COUNTY OF SOME	ERSET				

STATE OF MARYLAND, PENNSYLVANIA, to wit:

I HEREBY CERTIFY, That on this in the year one thousand nine hundred and 96

23nd day of September and 96

, before me,

the subscriber, a Notary Public of the State aforesaid, personally appeared CATHRYN

is/are subscribed to known to me (or satisfactorily proven) to be the person whose name the within instrument, and acknowledged the foregoing Deed to be here act, and in my presence signed and sealed the same.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Viikie L. Friedline

My Commission expires:

Natarial Seal
Vickle L. Fri. Luine, Notary Public
Somerset Borc, Somerset County
My Commission Expires Dec. 18, 1997

Member, Pennsylvania Association c. La tarica

This is to certify that the within instrument has been prepared (i) by or under the supervision of the undersigned Maryland attorney, or (ii) by a party to this instrument.

(Signature of attorney admitted to practice in Maryland if the instrument has been prepared by or under the super-vision of such attorney, or signature of a party to the instrument if such party has prepared the instrument)

ADJOHING. PROPERTY

NO CONSIDERATION NO TITLE SEARCH

in the year one thousand nine hundred and ninety-four, by and between MERL A. ADAMS, of Baltimore County, in the State of Maryland, of the first part, and MERL A. ADAMS, of the County and State aforesaid, of the second part.

WITNESSETH, that for no consideration, the said party of the first part does grant and convey unto the said party of the second part for and during the term of his natural life, with remainder over as hereinafter provided, all that lot of ground situate, lying and being in Baltimore County, State of Maryland, aforesaid, and described as follows, that is to say:

BEGINNING FOR THE same at a point on the Southernmost right of way line of the United Railways and Electric Company at the distance of 706.1 feet South, 88 degrees East from the Westernmost outline of the land described in a deed from Ellen R. Jones to the said John W. Hinson and wife, dated June 30, 1899 and recorded among the Land Records of Baltimore County in Liber N.B.M. No. 238 folio 327, etc., said point of beginning being at the Northeast corner of the land described in a deed from John W. Hinson and wife to C. Charles Priedel dated August 24, 1923 and recorded as aforesaid in Liber W.P.C. No. 578 folio 322 etc. and running thence South 88 degrees East binding on the Southernmost right of way line of the United Railways and Electric Company 85.14 feet to the Northwest corner of the lot of ground conveyed by the said John W. Hinson and wife to Dr. Charles J. Carroll by deed dated October 18, 1923 and recorded as aforesaid in Liber W.P.C. No. 583 folio 64 etc. thence binding on said land conveyed to Dr. Charles J. Carroll, aforesaid South 10 degrees and 57 minutes West 540.5 feet to Old Road Bay thence binding on Old Road Bay south 75 % degrees West 104 % feet to the lot of ground described in a deed from John W. Hinson and wife to the said C. Charles Friedel dated May 18, 1917 and recorded as aforesaid in Liber W.P.C. No. 481 folio 97 etc. thence binding on said land and on the land conveyed as aforesaid by the said John W. Hinson and wife to the said C. Charles Friedel by deed dated August 24, 1923 and recorded as aforesaid North 12 degrees Bast in all 572.66 feet to the place of beginning. The above description being in uniformity with a survey and plat made on April 10, 1925 by B. V. Coonan and Company and recorded among the Land Records of Baltimore County in Plat Book W.P.C. No. 7 folio 190.

SAVING AND EXCEPTING THEREFROM that portion of the above described parcel of ground which was conveyed by Charles J. Carroll and wife unto John T. Carroll and wife under deed dated December 12, 1949 and recorded among the Land Records of Baltimore County in Liber T.B.S. No. 1796 folio 496.

ALSO SAVING AND EXCEPTING THEREFROM that portion of the above described parcel of ground which was conveyed by Charles J. Carroll and wife unto William J. Moxey and wife under deed dated March 9, 1959 and recorded among the Land Records of Baltimore

RECEIVED FOR TRANSFER
State Department of
Assessments & Taxation
for Baltumore County

GRICULTURAL TRANSFER TAX

SIGNATURE / CDATE

County in Liber G.L.B. No. 3496 folio 615.

Subject, however, to leaving open a strip of land 20 feet widealong the first line of the above described land for use as a road for the benefit of the owners and occupiers of this and the other lots binding thereon and with the right to use the same for ingress and egress in common with others from the land above described to the Lodge Farm Road. See also agreement between John W. Hinson et al and Baltimore Post Office Outing Club dated May 29, 1926 and recorded among the Land Records of Baltimore County in Liber W.P.C. No. 634 folio 170 laying out this road as a private roadway to Lodge Farm Road for use in common of all the lots binding thereon.

And also subject to leaving open the private road specifically referred to in the deed from said John W. Hinson and wife to C. Charles Friedel dated May 18, 1917 and recorded as aforesaid in Liber W.P.C. No. 481 folio 97 etc. and as is therein specifica-lly set forth.

BRING the same property described in a deed dated August 10, 1962 and recorded among the Land Records of Baltimore County in Liber 4033, folio 76, was conveyed from Warren V. Ludlam and Bess Hanley Ludlam, his wife, and Eliza B. Ludlam, unto Merl A. Adams and Erline D. Adams, his wife, the said Brline D. Adams having departed this life on 2/14/94, thereby vesting title solely unto the Grantor herein.

TOGETHER with the building and improvements thereon erected made or being and all and every the rights, alleys, ways, waters privileges, appurtenances and advantages thereto belonging or appertaining.

TO HAVE AND TO HOLD, the said lot of ground and premises above described and mentioned, and hereby intended to be conveyed, together with the rights, privileges, appurtenances and advantages to the same belonging or appertaining, unto and to the proper use and benefit of MERL A. ADAMS, for and during the term of his natural life, with full power to sell, mortgage, lease or otherwise dispose of said lot of ground (but without the power to will) and any and all interest therein, both life estate and remainder, and to use and consume the proceeds of sale, mortgage, lease or other disposition for his own use without obligation on the part of the purchaser, mortgagee or lessee to see to the proper application of the purchase money, and from and immediately after the death of the said MERL A. ADAMS, then as to so much of said property as may not have been disposed of by the said MERL A. ADAMS, in his lifetime, under the aforesaid powers, then unto my stepson, RONALD L. BARNES, my daughters, SANDRA M. DOYLE and CHERYL A. EISEL, as tenants in common, their Personal Representatives, heirs and assigns, in fee simple.

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PEN-SIMPLN DEED - CODE - City of County - 4

This Deed, Made this		day of	•		
in the year one thousand nine hund	red and seve	enty-three, by an	d between	JOHN A.	CHERNY '
of Baltimore County, DELBERT EYER and JESSIE EY Maryland, of the second part.	ER, his wife	e, of Baltimore	County,	in the S	tate of
Witnesseth, that in consideration and valuable consideration the said JOHN A. CHERNY an	s, the rece	ipt whereof is	hereby ac	cknowledg	ed,
do grant and convey unto the stenants by the entireties,	their assi	gns, and unto t	he survi	vor of th	em, his

heirs and assigns, in fee simple, all that lot ----- of ground, situate, lying and being in Baltimore County, State of Maryland, aforesaid, and described as follows, that is to say:--

Beginning for the same at an iron pipe planted on the northwest side of a right of way 20 feet wide, said pipe being in the lastly described line of the land which by a Deed dated July 21, 1928, and recorded among the Land Records of Baltimore County in Liber W.H.M. No. 657, folio 358, was granted and conveyed by Herman M. Perkins and wife to Charles J. Carroll at a point distant measured south 12 degrees west reversely along said line 194.30 feet from the beginning point of the whole lot of ground in the above mentioned conveyance, running thence for a line of division now made and using the meridian established in former Deeds south 81degrees east 20.03 feet to the southeast side of said right of way, thence continuing the same course for division south 81 degrees east 67.68 feet to a pipe planted on the dividing line between the land in the above mentioned conveyance and the parcel of land conveyed by John W. Henson to Charles J. Carroll by a Deed dated October 18, 1923, and recorded among the aforesaid Land Records in Liber W.P.C. No. 583, folio 64, running thence and binding on a part of said line south 10 degrees 57 minures west 138.37 feet to a pipe, thence for another line of division now made north 79 degrees 3 minutes west 90.15 feet to a pipe planted in the aforementioned last line in the Deed from Perkins to Carroll, thence binding on a part of said line north 12 degrees east 116.40 feet to the southwest corner of the aforesaid right of way, thence continuing the same course along said line and on the northwest side of the right of way north 12 degrees east 19 feet to the place of beginning. The improvements thereon being known as No. 2007 Headland Road. Containing .279 acres, more or less.

With the use thereof in common of a right of way of 20 feet wide leading from Bay Front Road to herein described property.

BEING the same lot of ground which by Deed dated March 28, 1966, and recorded among the Land Records of Baltimore County in Liber 0.T.G. No. 4597, folio 231, was granted and conveyed by ROBERT W. NAY and LETTY MAE NAY, his wife, to JOHN A. CHERNY and MARION E. CHERNY, his wife, the within Grantors.

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for Baltimore City aforesaid personally appeared Teofil Waszkiewicz Vice President of the Hart Miller Islands Company the above named grantor and acknowledged the foregoing Deed to be the act of said body corporate

As Witness my hand and Notarial Seal

Simon P Jarosinski

( Notarial Seal )

Notary Public

Recorded July 13,1928 at 8.30 A M and exd per W Howard Milling Clerk

2723

Herman M Perkins & Wf

Charles J Carroll

This Lease made this 12 th day of July in the year one thousand nine hundred and twenty eight between Herman M Perkins and Anna Bader Perkins his wife hereinafter called Lessors of Baltimore City State of Maryland of the first part and Charles J Carroll hereinafter called Lessee of the same place of the second part

Witnesseth that the said Lessors in consideration of the sum of Five dollars and other valuable considerations and in consideration of the rent hereinafter expressed to be paid do lease unto the said Lessee his executors administrators and assigns all that lot of ground and premises situate lying and being in Baltimore County/aforesaid and described as follows to wit

Beginning for the same at a point on the southernmost right of way line of the United Railways and Electric Company at the distance of seven hundred and six and 1/10 ( 706.1 ) feet south eighty eight degrees east from the westernmost outline of the land described in a deed from Ellen R Jones to the said John W Hinson and wife dated June 30, 1899 and recorded among the land records of Baltimore County in liber N B M No 238 folio 327 etc said point of beginning being at the northeast corner of the land described in a Deed from John W Hinson and wife to Charles Friedel dated August 24, 1923 and recorded as aforesaid in liber W P C No 578 folio 322 sto and running thence south sighty eight degrees east binding on the southernmost Right of way line of the United Railways and Electric Company eighty five and 14/100 (85.14) feet to the northwest corner of the lot of ground conveyed by the said John W Hinson and wife to/Charles J Carroll by Deed dated October 18, 1923 and recorded as aforesaid in Liber W P C No 583 folio 64 eto thence binding on said land con veyed to Carroll as aforesaid south ten degrees fifty seven minutes west five hundred and forty and 5/10( 540.5 ) feet to Old Road Bay thence binding on Old Road Bay south seventy five and one half degrees west one hundred and four and one half feet to the lot of ground described in a dead from John W Hinson and wife to the said C Charles Friedel dated May . 18, 1917 and recorded as aforesaid in liber W P C No 481 folio 97eto thence binding on said land and on the land conveyed as aforesaid by the said John W Hinson and wife to the said ( Charles Friedel by Deed dated August 24, 1923 and recorded as aforesaid north twelve degrees east in all five hundred and seventy two and 66/100 ( 572.66) feet to the place of beginning

The above description being in conformity with a survey and plat made on April 10, 1925 by E V Coonan and Company and recorded among the land records of Baltimore County in Plat Liber W P C No 7 folio 190

Subject however to leaving open a strip of land twenty feet wide along the first line of the above described land for use as a road for the benefit of the owners and occupiers of this and the other lots binding thereon and with the right to use the same for ingress and egress in domain with others from the land above described to the Lodge Farm Road see agreement between John W Hinson et al and Baltimore Post Office Outing Club dated May 29, 1926 and recorded among the land records of Baltimore County in liber W P C No 654.

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folio 170 laying out this road as a private roadway to Lodge Farm Road for use in common of all the lots binding thereon

And also subject to leaving open the private road specifically referred to in the deed from said John W Hinson and wife to C Charles Friedel dated May 18. 1917 and recorded as aforesaid in Liber W P C No 481 folio 97 etc and as is therein specifically set forth

Being the same property which by deed dated April 27, 1925 and recorded among the land records of Baltimore County in liber W P C No 511 folio 476 was granted and conveyed by John W Hinson and wife to the said Lessors in fee simple

Being also the same property in a mortgage from the said parties of the first part to John W Minson and Eddie M Minson his wife dated April 30, 1925 and recorded among the mortgage records of Baltimore County in liber W P C No 708 folio 277 made to secure the repayment of the sum of Thirty five hundred dollars and interest which mortgage has been assumed by the said party of the second part

Together with all improvements thereon made lanes alleys ways waters ensements emoluments and advantages to the said ground belonging or in any wise appertaining

To be held by the said Lessee his executors administrators and assigns for the term of ninety nine years beginning on the day of the date of these presents he the said Lessee his executors administrators or assigns yielding and paying unto the said Lessors their heirs or assigns the rent or yearly sum of thirty dollars and that in even and equal half yearly instalments accounting from the 12 th day of July one thousand nine hundred and twenty eight over and above all deductions for taxes and assessments of every kind levied or assessed or hereafter to be levied or assessed on said demised premises or the rent issuing therefrom Provided that if the said rent shall be in arrear in whole or in part at any time then it shall be lawful for the said lessors their heirs or assigns to make distress therefor

ind provided also that if the said rent shall be in arrear in whole or in part for sixty days then it shall be lawful for the said lessors their heirs or assigns to re-enter upon the hereby demised premises and hold the same until all the arrearages of rent thereon and all expenses incurred by reason of such non payment shall be fully paid

And provided further that if said rent shall be in arrears for six months then the said lessors their heirs or assigns may re-enter upon the premises hereby demised and hold the same as if this Lease had never been made

And the said Lesses for himself his heirs executors administrators and assigns covenants with the said Lessors their heirs and assigns to pay the aforesaid rent taxes and assessments when legally demandable

. And the said Lessors for themselves their heirs executors administrators and assigns do hereby covenant with the said Lessee his executors administrators and assigns that on payment Engineering the paid lessee his heirs executors administrators and assigns of said rent and performance of all covenants herein on his or their part to be paid and performed they the said lessors their heirs executors administrators and assigns will warrant the property hereby leased from all claims thereon under or by said lessors or any person claiming by from or under them

Also that at any time during this demise the said lessors their heirs or assigns shall on payment to them of ten dollars as renewal fine execute and deliver or cause to be executed and delivered to the said Lessee his executors administrators or assigns at his or their request and cost a new lease of the above demised property for another term of ninety nine years to commence on the expiration of this subject to the same rent and with

Filmers the hand and deal of the said Trister.

Filmers

Some General Melliam of Kenney (deal)

Truster thate of mangement I Herey Certify that on the 29 th any of for gust in the year one thousand him humanese and every three before we the subscriber a ... many Gullie of the thous of Grayeone mi: and for the till of O seiner Berkmaly offers che foregoing acce and he schowlenged the Wither my hand and horance deal. Losapha Gallagher I a wellny har intary Charles Geomewhat i over at 1105 a zu & tuck. The miliain Choice black. John Ir. Linem ). Time alean have to he with. · and with. day if Jugust Cometien ... deed to ward had wenty there. by John to Timeson alex Ender Charera a medie In fuen we wife of the Timore armity thate of Maryland. Ir twester that for and bis americaning The sum of The account and of the grove and voluble considerations hereines moving the recent where is herey acknowledged the Raid to have sime in and Educe to Thism we wife dong or wir and convey with to takaka orginal of ancienos any draw of Granglance the heins and assigns in fee sunfice are that tract or back of land situate lying and being in Clatimore County and dea. Organing for the same at a fruit in Intere Calways and Elective terms in and at the distance of 504.55 That south 87 depres case from the western wither of

the land now belonging to 1. Ir Thism and wife, and runny thereof rimaing on the Pouthermose refle of way as ofores ain Routh prayeea Cast 201. 55 feet to a Event in live with the gasternmost line of the lot of ground theretofore sound by. amen and wife to to thehaves Trience. There south it degrees west foringing out the westermost Sixe of a road herliofre reged as aforesaid by I'm husin and Surfe to telarces There There commany Thereon the two Tollowing Courses and die Thuces vig. horth 8th regrees west 10! s's feet and south /2. regree west 34 & feet to The waters of Classical Come it ay to hince touring ing in to hervalers and bed cloud , I'm demo - - Tier ser suice e contorned a -Cine brown is with 12 megrees we ex. From the Blace of they ming and to have never V'and ine en drawing on a sionworking the our houch 13. marcestars sie so flet for the state of the anima containing to access is -gether with the insufaction in and herein des entere d'and to trage d'arm chan subject to leaving to ben and The the innei gling, the general line of the stone are. British of and province it the mution herein will orber or cause it the a fined sems The word wine of a molying let of wait. a man of white weath with minge at whi unestern success of a toda . 10 Tarms ghow exer. tinding wederly, and along, and over the Cand love in all . En unton to the casterne. , o to come and hearty . For will 2 and dres From Ollin R. Jones for and francis veam date from the 1829 - and guly recorded among the dance precion of Calinine inner, in Tider 1. 10 m. 200 200 Tour Jetter of Lucia the along my mack in a plant. a creation of sweet it is the threezemps and

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WPC 48/97

TMS SHOUD IMUS S + E 1004 / 244 6/29/37

Marie Marie Marie D.

97745

: This Deed made this 21 day of February in the year nine teen hundred and

Grace R Friedel : thirty-eight by and between Grace R Friedel widow of Baltimore County

Deed to

: in the State of Maryland of the first port and Cathryn P Malan also of

Cathryn P Malan : said County and State of the second part

Witnesseth that in consideration of the sum of Five Dollars and other good and valuable considerations this day paid the receipt whereof is hereby acknowledged the said Grace R Friedel does hereby grant and convey unto Cathryn P Malan her heirs and assigns in fee simple all those two lots of ground situate lying and being in Baltimore County aforesaid and described as follows that is to say

Beginning for the first at a point on the southernmost right of way line of the United Railways and Electric Company and at the distance of 504.55 feet south 88 degrees east from the Western outline of the lend now belonging to J W Hinson and wife and running thence bounding on the southernmost right of way as aforesaid south 88 degrees east 201.55 feet to a point in line with the easternmost line of the lot of ground here to fore sold by John W Hinson and wife to 0 Charles Friedel thence south 12 degrees west bounding on the westernmost side of a road heretofore laid out 20 feet wide 813.30 feet to the northeasternmost corner of the land ennwayed as aforesaid by J W Hinson and wife to C Charles Friedel thence bounding thereon the two following courses and distances viz north 88 degrees west 101.55 fest and south 18 degrees west 342 feet to the waters of Old Road Bay thence binding on the waters of the Old Road Bay northwesterly 100 feet to intersect a line drawn south 12-degrees west from the place of beginning and thence reversing/said line so drawn and bounding thereon north 12 degrees east 554.80 feet to the place of beginning Containing 1.70 acres of land more or less Together with the use of the roads as heretofore laid out leading from the herein described land to Lodge Farm Road Subject to the leaving open a road 20 feet wide along the first line of the above described land provided the grantors hereis will open or cause to be opened along the said side of said right of way a road of like width beginging at the vestern outline of Lodge Farm Road and extending westerly and along and over the land of said granters to the Eastern outline of the Jones's property

Beginning for the second at a point (said point being south twelve degrees west 213.3 feet from the south right of way line of the Baltimore Sparrows Point and Chesspeake Railways Company's sometimes called United Railways right of way at a point 706.1 feet east of the intersection of said Railways's right of way line and the Western line of J W Hinson's property) and running thence south twelve degrees west 359.66 feet to the Patapaco River than binding along said River north seventy-eight degrees west one hundred feet to a point thence north twelve degrees east 342 feet more less to a stake thence north eighty-eight degrees east 101.55 feet to the place of beginning Containing four-fifths of an acre of land more or less

Being the same lots of ground which by deed dated April 21st 1928 and recorded or intended to be recorded among the Land Records of Baltimore County immediate prior here to was granted and conveyed by C Charles Friedel to C Charles Friedel and Grace R Friedel his wife The said C Charles Friedel having departed this life in the year 1930

Together with the buildings and improvements thereupon erected made or being and all and every the rights alleys ways waters privileges appurtenances and advantages thereto belonging or expertaining unto and to the proper use and benefit of the said Cathryn P Malan her

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Liber No 1025

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and hereby intended to be conveyed together with the rights privileges appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said Cathryn P Malan her heirs and assigns in fee simple

And the party of the first hereby covenants that she has not done or suffered to be done any act matter or thing whatsoever to encumber the property hereby conveyed that she will warrant specially the property granted and that she will execute such further essurances of the same as may be requisite

Witness the hend and seal of the said grantor Witness

Louis Reuschling

Grace B Friedel

(SEAL)

Roy A Plummer

State of Maryland Baltimore --- to wit

I Hereby certify that on this 81 day of February in the year nineteen hundred and thirtyeight before me the subscriber a Notary Public of the State of Maryland in and for the City of Baltimore aforesaid personally appeared Grace R Friedel the above named grantor and she acknowledged the foregoing dead to be because

69

. 11.154

97744

: This Deed made this twenty-first day of April nineteen hundred

Cherles Friedel

; and twenty-eight by C Charles Friedel of the City of Baltimore

: State of Maryland

C Charles Friedel & Wf :

Witnesseth that for and in consideration of the sum of one dime i and of other good and valuable considerations hereunto maving the

said C Charles Friedel doth grant and convey unto C Charles Friedel and Crace R Friedel his wife their heirs and assigns in fee simple all those two lots or parcels of ground situate in Baltimore County State of Maryland and described as follows

The first being the same lot of ground which by deed bearing date May 18 1917 and duly recorded among the Land Records of Baltimore County in Liber W P C No 481 folio 97 etc was conveyed by John W Hinson and wife to the grantor herein the Second being the same lot of ground which by deed bearing date August 24 1923 and duly recorded among the Land Records aforesaid in Liber W P C No 578 folio 520 ete was conveyed by the said John W Hinson and wife to the grantor herein to which deeds special reference is made for more particular description of both of said lots

Together with the buildings and improvements thereon end all and singular the rights and appur tenances thereunto belonging or ain anywise appertaining

To have and to hold the aforesaid two lots of ground and premises unto and to the proper use and benefit of the said C Charles Friedel and Crace R Friedel his wife their heirs and assigns forever and in fee simple

And the said C Charles Friedel hereby coverents that he will warrant specially the property hereby conveyed and that he will perform such other and further assurances of the same as may be requisite

Witness his hand and seal

Witness

John G Bucheimer

G Chaming Friedel

(SEAL)

State of Maryland City of Baltimore to wit

I Heroby certify that on this twenty-first day of April mineteen hundred and twenty-eight before me the subscriber a Notary Public of the State of Maryland in and for the City of Baltimore aforesaid personally appeared C Charles Friedel and acknowledged the foregoing deed to be his act

Withese my hand and Noterial Seal

(Notarial Seal)

John G Buchelmer .

Notary Public

Recorded Feb 25 1938 at 11.05 & M and Exd per C Willing Browne Jr Clark

maries word file of the state the state of t

And the party of the first hereby covenants that she has not done or suffered to be done any act matter or thing whatsoever to encumber the property hereby conveyed that she will warrant specially the property granted and that she will execute such further assurances of the same as may be requisite

Witness the hand and seal of the soid grantor Witness

Louis Reusehling

Grace B Friedel

(SEAL)

Roy A Plummer

State of Maryland Baltimore ---- to wit

I Hereby certify that on this 21 day of February in the year nineteen hundred and thirtyeight before me the subscriber a Notary Public of the State of Maryland in and for the City of Baltimore aforesaid personally appeared Grace R Friedel the above named grantor and she acknowledged the foregoing deed to be her act

Witness my hand and Notarial Scal

(Notarial Seal)

in the State of Maryland party of the second part

Louis Reuschling

Notary Public

Recorded Feb 25 1938 at 11.05 A M and Exd per C Willing Browne Jr Clerk

PER TICKET MAY 1 7 1943

97746 : This Deed made this 23rd day of February in the year one, thous-William J Reichert Et Al.: and nine hundred and thirty-eight by and between William J

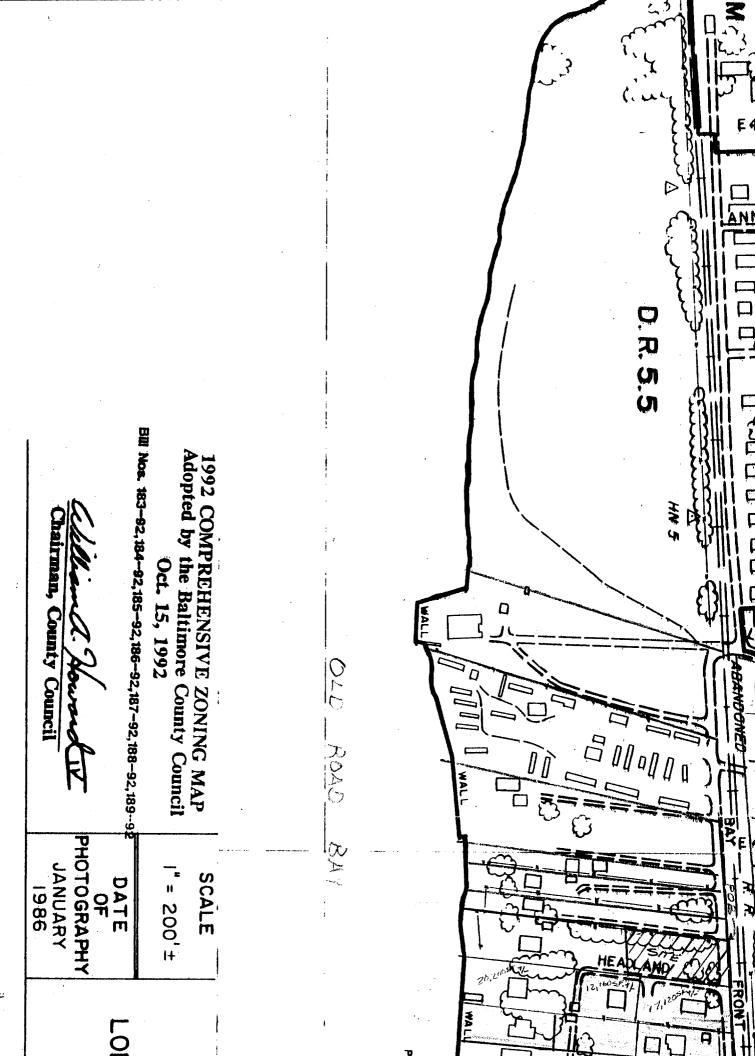
Deed to : Reichert and Emma Reichert his wife Elizabeth Smith and Joseph

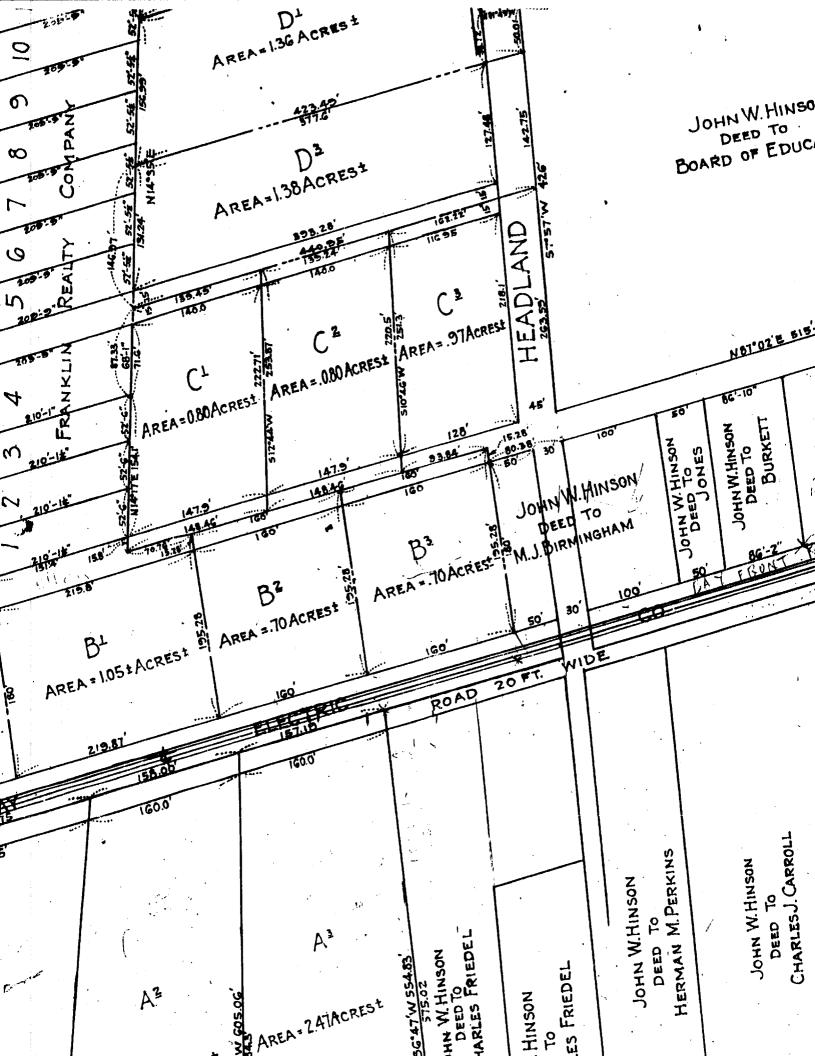
Maggie McLaughlin : Smith her husband all of Baltimore County in the State of Mary-State Tax \$ 5.30 US Stamp \$ 5.50 : land and Caroline Volkman widow of the City of Philedelphia in the State of Pennsylvania parties of the first part and Maggie McLaughlin of Baltimore City

Witnesseth that in consideration of the sum of five Dollars (\$5.00) and other good and valuable considerations the receipt whereof is hereby acknowledged the said parties of the first part do hereby grant and convey unto the said party of the second part her heirs and assigns in fee simple all that lot of ground situate in the Fourteenth Election District of Baltimore County in the State of Maryland and described as follows according to a survey made by S J Martenet and Company Surveyors and Civil Engineers dated February 22 1958

Beginning for the same in the center line of Harford Road as recently paved by the State Roads Commission of Maryland and widened to a width of Sixty feet where it is intersected by the division line between the land conveyed by Margaretta & Ridgely Executrix etc to M Kinlein by deed dated December 51 1872 and recorded among the Land Records of Baltimore.

County in Liber E H A No 78 folio 577 etc end the land conveyed by Margaretta S Ridgely Executrix etc to Yost Henry Spillman by deed dated December 51 1872 and recorded among said





## L.McL.M.-10-97

